

PTO/SB/30 (09-03)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

RCE/JRW

## Request For Continued Examination (RCE) Transmittal

Address to:  
MS RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

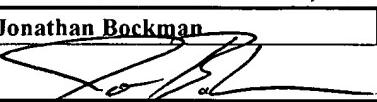
<i>Application Number</i>	09/763,957
<i>Filing Date</i>	June 18, 2001
<i>First Named Inventor</i>	Jose BOTELLA MESA
<i>Art Unit</i>	1636
<i>Examiner Name</i>	Maria MARVICH
<i>Attorney Docket No.</i>	229752001300

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
  - a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
    - ii.  Other \_\_\_\_\_
  - b.  Enclosed
    - i.  Amendment/Reply
    - ii.  Affidavit(s)/Declaration(s)
    - iii.  Information Disclosure Statement (IDS)
    - iv.  Other \_\_\_\_\_
2. **Miscellaneous**
  - a.  Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
  - b.  Other \_\_\_\_\_
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
  - a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 03-1952
    - i.  RCE fee required under 37 CFR 1.17(e)
    - ii.  Extension of time fee (37 CFR 1.136 and 1.17)
    - iii.  Other \_\_\_\_\_
  - b.  Check in the amount of \$ \_\_\_\_\_ enclosed
  - c.  Payment by credit card (Form PTO-2038 enclosed)

### **SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Jonathan Bockman	Registration No. (Attorney/Agent)	45,640
Signature		Date	July 12, 2004

07/14/2004 SSESHE1 0000040 031952 09763957

01 FC:2801 385.00 DA



Docket No.: 229752001300  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

**Jose BOTELLA MESA, et al.**

Serial No.: **09/763,957**

Filing Date: **June 18, 2001**

For: **A PLANT PROMOTER AND USES  
THEREFOR (As Amended)**

**\*\* SMALL ENTITY \*\***

Examiner: **Maria MARVICH**

Confirmation No.: **3466**

Group Art Unit: **1636**

Customer No.: **25227**

**AMENDMENT UNDER 37 C.F.R. SECTION 1.111**

Mail Stop RCE  
Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Room 1B03, Crystal Plaza Two  
Arlington, VA 22202

Dear Sir:

This amendment responds to the Advisory Action dated March 4, 2004 (Paper No. 204) and the Office Action dated June 17, 2003.

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks/Arguments** begin on page 7 of this paper.